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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on June 16, 2003.	
S. Robert Chuey Name of Attorney	39,140 Registration No.
Signature of Attorney	

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P&G Case 7922

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :
GARY (NMN) STEPHENSON : Confirmation No. 5677
Serial No. 09/489,310 : Group Art Unit 1614
Filed January 21, 2000 : Examiner S. Rose

For **METHODS OF USING A BEVERAGE COMPOSITION**

BRIEF ON APPEAL

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed, pursuant to 37 C.F.R. 1.192(a), is Appellant's brief on Appeal for the above application. The Brief is being forwarded in triplicate.

Please charge the fee of \$320.00 pursuant to 37 C.F.R. 1.17(c) to Deposit Account No. 16-2480 for the filing of the brief in support of an appeal. The Commissioner is also authorized to charge any additional fees which may be required to this account. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

By 
S. Robert Chuey
Attorney or Agent for Applicant(s)
Registration No. 39,140
(513) 634-0102

Date: June 16, 2003

Customer No. 27752



FEET TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 320.00

Complete if Known	
Application Number	09/489,310
Confirmation Number	5677
Filing Date	January 21, 2000
First Named Inventor	Gary Stephenson
Examiner Name	Shep K. Rose
Group/Art Unit	1614
Attorney Docket No.	7922

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METHOD OF PAYMENT (check one)			FEE CALCULATION (continued)																																																																																																																																																			
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number 16-2480 Deposit Account Name The Procter & Gamble Company</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17</p>			<p>3. ADDITIONAL FEES</p> <table> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>Surcharge-late filing fee or oath</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1052</td> <td>50</td> <td>Surcharge-late provisional filing fee or cover sheet</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>For filing a request for ex parte reexamination</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1804</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner's action <input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>1805</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner's action <input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>1251</td> <td>110</td> <td>Extension for reply within 1st month</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1252</td> <td>410</td> <td>Extension for reply within 2nd month</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1253</td> <td>930</td> <td>Extension for reply within 3rd month</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1254</td> <td>1,450</td> <td>Extension for reply within 4th month</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1255</td> <td>1,970</td> <td>Extension for reply within 5th month</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1401</td> <td>320</td> <td>Notice of Appeal</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1402</td> <td>320</td> <td>Filing a brief in support of an appeal</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>1403</td> <td>280</td> <td>Request for oral hearing</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1451</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1452</td> <td>110</td> <td>Petition to revive - unavoidable</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1453</td> <td>1,300</td> <td>Petition to revive - unintentional</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1501</td> <td>1,300</td> <td>Utility issue fee (or reissue)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1502</td> <td>470</td> <td>Design issue fee</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1460</td> <td>130</td> <td>Petitions to the Commissioner</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1807</td> <td>50</td> <td>Petitions related to provisional applications (37 C.F.R. 1.17(q))</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1806</td> <td>180</td> <td>Submission of Information Disclosure Statement</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1809</td> <td>750</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1810</td> <td>750</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1801</td> <td>750</td> <td>Request for Continued Examination (RCE)</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1454</td> <td>1300</td> <td>Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)</td> <td><input type="checkbox"/></td> </tr> <tr> <td colspan="3">Other fee (specify) _____</td> <td><input type="checkbox"/></td> </tr> <tr> <td colspan="3">Other fee (specify) _____</td> <td><input type="checkbox"/></td> </tr> <tr> <td colspan="3">SUBTOTAL (2) (\$)</td> <td colspan="3">* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$)</td> </tr> <tr> <td colspan="6"> <p>SUBMITTED BY</p> <table border="1"> <tr> <td>Name (Print/Type)</td> <td>S. 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Dated: April 9, 2003

Inventor: Stephenson
Serial No.: 09/489,310
Case 7922
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